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Attorneys for Plaintiff
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,)	CR. NO. 05-00252 DAE
)	
Plaintiff,)	
)	STIPULATION CONTINUING TRIAL
vs.)	DATE AND EXCLUDING TIME;
)	ORDER
DAWE GLOVER,)	
)	Old Date: January 9, 2007
Defendant.)	New Date: January 30, 2007
)	

STIPULATION CONTINUING TRIAL DATE AND EXCLUDING TIME

IT IS HEREBY STIPULATED, by and between the parties,
that the trial of this case shall be continued from January 9,
2007 to January 30, 2007 before United States District Judge
David A. Ezra. A final pretrial conference shall be held on
January 22, 2007 at 10:00 before United States Magistrate Judge
Kevin S. Chang.

IT IS FURTHER STIPULATED that the time from January 9,
2007 up to and including January 30, 2007 shall be deemed
excludable time within the meaning of the Speedy Trial Act, 18
U.S.C. § 3161, et seq., on the grounds that the ends of justice

served by granting this continuance outweigh the best interest of the public and the defendant in a speedy trial. The parties note that this continuance is sought at the request of the defendant, who needs additional time to explore potential defenses and mitigating circumstances. Defendant is presently completing examinations by mental health professionals to determine whether he had a mental condition which might provide a defense to the charges, or mitigation for sentencing purposes. Defense counsel does not believe that his client can enter a guilty plea or seek trial such an evaluation has been completed. The parties thus jointly ask the Court to find the time excludable on the grounds that a failure to grant the continuance would unreasonably deny defendant continuity of counsel and would deny defense counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(8)(B)(iv).

The parties ask that this Court's approval of this stipulation be deemed a finding of excludable time for the reasons stated.

DATED: December __, 2006, at Honolulu, Hawaii.

EDWARD H. KUBO, JR.
United States Attorney
District of Hawaii

By /s/ Lawrence L. Tong
LAWRENCE L. TONG
Assistant U. S. Attorney

/s/ Samuel P. King, Jr.
SAMUEL P. KING, JR.
Attorney for Defendant
DAWE GLOVER

APPROVED AND SO ORDERED:



/s/ Barry M. Kurren
United States Magistrate Judge
Dated: December 18, 2006

United States v. Dawe Glover

Cr. No. 05-00252 DAE

Stipulation Continuing Trial Date and Excluding Time; Order